

is Section 9433. And that particular section appears to be the section that allows a county or a municipality to tax, regulate, control or prohibit any lottery or raffle within the boundaries of the political subdivision and further provides that no organizations can conduct a lottery or raffle or engage in a lottery or raffle within the boundaries of certain types of counties until they're specifically authorized to do so by the city or the county. How does this relate to the reduction of a tax, I guess in the first place? Is it necessary to repeal 9433? Why are we repealing 9433?

SENATOR WILL: Senator Beutler, that is not necessary. That is part of the original proposal, LB 489. It certainly is not necessary to the repeal of the tax and if that is a cause of concern for you, all this rationale behind that is viewed by some as something of a vestige of previous statutory scheme. But if that is a concern to you, I would be happy to take anything out of this that doesn't directly apply to the reduction of the tax.

SENATOR BEUTLER: Okay, if we just put that back in that would be good for me, at least until I could understand it.

SENATOR WILL: If you would offer that amendment, I would support it.

SENATOR BEUTLER: Okay.

PRESIDENT ROBAK: Senator Crosby.

SENATOR CROSBY: Thank you, Madam President. I challenge the germaneness of this amendment to this bill. I would like a ruling from the Chair.

PRESIDENT ROBAK: Senator Will, do you have any argument as to why this amendment is germane?

SENATOR WILL: I would argue that it is germane because we're dealing with a measure that at its heart is a repeal of a tax, this being the tax on livestock, that this too is a repeal of a tax that is in my mind completely analogous to that as it's a tax that is going to a local subdivision of government, that is something that is, this is an editorial comment, but it is viewed as unfair. And I would say that because of that it's a tax that goes to local government, it is being repealed just as